

**UNITED STATES BANKRUPTCY APPELLATE PANEL
OF THE TENTH CIRCUIT**

IN RE PERSEON CORPORATION,
formerly known as BSD Medical
Corporation,

Debtor.

B.E. CAPITAL MANAGEMENT FUND
LP,

Appellant,

v.

PERSEON CORPORATION, formerly
known as BSD Medical Corporation,

Appellee.

BAP No. UT-16-023

Bankr. No. 16-24435
Chapter 11

**ORDER TRANSFERRING APPEAL
TO U.S. DISTRICT COURT**

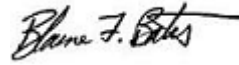
The matter before the Court is the *Optional Appellee Statement of Election to Proceed in District Court* (“Election”) filed by Perseon Corporation (“Appellee”). [BAP ECF Doc. No. 17] In the Election, Appellee has timely filed an objection to the disposition of this matter by this Court.

Pursuant to 28 U.S.C. § 158(c)(1) and Federal Rule of Bankruptcy Procedure 8005(b), it is HEREBY ORDERED that:

- (1) This appeal is transferred to the United States District Court.
- (2) Any deadlines, notices of deficiency, or orders to show cause previously set by this Court are VACATED.

- (3) All documents related to this appeal are transmitted to the United States District Court.

For the Panel:

A handwritten signature in black ink, appearing to read "Blaine F. Bates", with a stylized flourish at the end.

Blaine F. Bates
Clerk of Court